

JAVA Resolution 05-0609-05



1 **WHEREAS**, the Joint Antelope Valley Authority (JAVA), a joint administrative entity created under
2 the Nebraska Interlocal Cooperation Act (Neb. Rev. Stat. § 13-801 et. seq.) by agreement of April 15, 2000 as
3 amended (JAVA Interlocal Agreement) between the Board of Regents of the University of Nebraska, a public
4 body corporate and governing body of the University of Nebraska (University), the City of Lincoln, Nebraska, a
5 municipal corporation (City), and the Lower Platte South Natural Resources District, a political Subdivision of the
6 State of Nebraska (LPSNRD) is now implementing under the JAVA Interlocal Agreement the Phase One Priority
7 Projects of Antelope Valley Amended Draft Single Package; and

8 **WHEREAS**, JAVA has previously approved by-laws, administrative resolution, policies and
9 guidelines for the implementation of the Phase One Priority Projects.

10 **NOW THEREFORE**, be it resolved by the Administrative Board of the Joint Antelope Valley Authority
11 as follows:

- 12 1. The Chair is hereby authorized to execute and approve the attached **AMENDMENT NO. 1 TO**
13 **THE CONSTRUCTION AND MAINTENANCE AGREEMENT BIG T ROADWAY**
14 **AND BRIDGES; and EAST LEG ROADWAY AND BRIDGES** In connection with
15 the **JOINT ANTELOPE VALLEY AUTHORITY FEDERAL AID PROJECT CM-**
16 **55(144), CONTROL NO. 11215e, BIG T ROADWAY AND BRIDGES; and**
17 **PROJECT STPC-5257(1), CONTROL NO. 11215f, EAST LEG ROADWAY AND**
18 **BRIDGE, by and between THE BURLINGTON NORTHERN SANTA FE**
19 **RAILWAY COMPANY, THE JOINT ANTELOPE VALLEY AUTHORITY AND THE**
20 **CITY OF LINCOLN, NEBRASKA,** in accordance with by-laws and to administer the same
21 including executing the necessary forms, approvals and documents contemplated. In addition, to the extent
22 specifications and contracts were advertised, bid and let or contracts (and amendments thereto) were
23 executed or awarded prior to the effective date of this Resolution, the same are hereby expressly ratified
24 and approved by the board. Accordingly, the expenditure and allocating of JAVA funds for such purposes is
25 hereby authorized.
- 26 2. The requirements of the By-Laws of the board are hereby incorporated into this approval and the JAVA
27 board does hereby grant final approval of the contracts as in conformance with all applicable requirements
28 of the board.
- 29 3. The same shall be effective June 9th, 2004 and shall be kept on file with the official records of the Authority
30 as provided in the by-laws.

Dated this 9th Day of June 2005.

Introduced by:

Approved by Unanimous Vote of _____, _____, and _____ after public hearing on this 9th Day of June 2005.

Signed:

Joint Antelope Valley Authority

Vice-Chairperson

Glenn Johnson, Chairperson

Approved as to form and Legality

Legal Counsel